

04-10902
USDC/MA
Gorton, N.

MANDATE
United States Court of Appeals
For the First Circuit

No. 05-1345

STEVAN JOHNSON

Plaintiff - Appellant

v.

CONTINENTAL AIRLINES CORPORATION

Defendant - Appellee

JUDGMENT
Entered: July 13, 2005

By notices issued on May 27, 2005 and June 17, 2005, appellant was notified that he was in default for failure to file an opening brief. Appellant was warned that unless he filed a brief by July 1, 2005, his appeal would be dismissed for lack of diligent prosecution.

Appellant having failed to file a brief, it is hereby ordered that the above-captioned appeal be dismissed in accordance with Loc. R. 45(a) and 3(b).

By the Court:
Richard Cushing Donovan, Clerk

JULIE GREGG
By: _____
Operations Manager

Certified and Issued as Mandate
under Fed. R. App. P. 41.

Richard Cushing Donovan, Clerk

George Metax
Deputy Clerk

Date: 8/3/05

[cc: Stevan Johnson, Elizabeth S. Torkelsen, Esq.]